

MEMORANDUM

TO: Linda Grayson, Bureau Chief
Bureau of Enforcement & Investigations

THROUGH: Mark J. Pedersen, Bureau Chief
Bureau of Industrial Site Remediation (BISR)

FROM: Gene P. Fowler, Case Manager
BISR

SUBJECT: Referral to Enforcement
Unimatic Manufacturing Corporation (Unimatic)
25 Sherwood Lane
Township of Fairfield, Essex County 07004
ISRA Case #E20010335
PI #99235

AUG 20 2009

REASON for REFERRAL:

A Notice of Deficiency (NOD) was issued on January 30, 2007 that required a Revised Remedial Investigation Workplan (RRIW). The RRIW submitted on May 11, 2007 was still deficient. Draft comments were provided to Unimatic on August 07, 2008 in an effort to work with Unimatic and move the case forward. A response was required by August 22, 2008. Unimatic's response dated September 09, 2008 failed to comply with the deficiencies. As of March 17, 2009, the deficiencies were still outstanding and a Notice of Violation (NOV) was issued.

The NJDEP's NOV dated March 17, 2009 required a RRIW in thirty (30) days and a Remedial Investigation Report (RIR) & Remedial Action Workplan (RAW) by July 17, 2009. The certified mail return receipt was signed by the Responsible Party (RP) on March 18, 2009. Unimatic submitted a RRIW dated April 17, 2009. On June 16, 2009, Unimatic submitted an extension request to submit the RIR & RAW citing ongoing funding issues. On July 15, 2009, NJDEP issued a Notice of Denial of Extension Request to the RP. To date, no RIR & RAW has been submitted.

BACKGROUND:

The case involves PCB contaminated soils. Unimatic conducted numerous excavations to remove PCB impacted soils. PCBs in soil are still present below the water table and in ground water on the property in a mixed commercial / residential area. Currently, PCB contaminated soils exceed the Soil Remediation Standards. Continued efforts to compel the RP to conduct / complete the remedial investigation and submit a RIR and RAW, as indicated above, have been unsuccessful.

Copy of NOV attached.

C: Gene P. Fowler, BISR